

1 THE HONORABLE JOHN H. CHUN
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 MATTERPORT, INC., a Delaware
10 corporation,

11 Plaintiff,

12 v.

13 APPLIANCE COMPUTING III, INC. D/B/A
14 SUREFIELD, a Delaware corporation,

15 Defendant.

16 CASE NO. 2:22-cv-00669-JHC

17 **STIPULATION AND
18 ORDER TO EXTEND THE TIME
19 FOR DEFENDANT TO ANSWER
20 PLAINTIFF'S COMPLAINT**

21 **NOTE ON MOTION CALENDAR:
22 Tuesday, August 30, 2022**

23 Plaintiff Matterport, Inc. ("Plaintiff"), by and through its counsel of record, respectfully
24 submits this Stipulation — and respectfully requests that the Court enter the subjoined proposed
25 order — to extend the time for Defendant Appliance Computing III, Inc. d/b/a Surefield
26 ("Defendant") to answer Plaintiff's Complaint for Declaratory Judgment of Patent Invalidity and
27 Noninfringement (the "Complaint"), on behalf of itself and Defendant (collectively, the "Parties").

28 1. WHEREAS, on May 17, 2022, Plaintiff filed the Complaint against Defendant in
29 the above-captioned action [Dkt. No. 1];

30 2. WHEREAS, on August 9, 2022, Plaintiff served service of process on Defendant;

31 3. WHEREAS, Defendant's answer to Plaintiff's Complaint is due on August 30,
32 2022;

33 4. WHEREAS, Defendant's counsel is in the process of preparing requests to be
34 admitted *pro hac vice* in this action; Defendant has requested that Plaintiff accommodate an

35 STIPULATION TO EXTEND
36 DEADLINE TO ANSWER- 1
37 CASE NO. 2:22-cv-00669-JHC

38 GOLDFARB & HUCK
39 ROTH RIOJAS, PLLC
40 925 Fourth Avenue, Suite 3950
41 Seattle, Washington 98104
42 (206) 452-0260

1 extension of Defendant's deadline to respond to Plaintiff's Complaint to October 14, 2022; and
2 Plaintiff has agreed to Defendant's request.

3 5. WHEREAS, this is the first request for an extension of time in this matter, and the
4 requested extension is made in good faith and not for the purpose of delay or other procedural
5 advantage.

6 6. ACCORDINGLY, the Parties stipulate and respectfully request to extend
7 Defendant's deadline to answer Plaintiff's Complaint to October 14, 2022. A proposed order is
8 subjoined herewith.

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10 RESPECTFULLY SUBMITTED this August 30, 2022.

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12 **GOLDFARB & HUCK ROTH RIOJAS, PLLC**

13 */s/ Kit W. Roth*
14 Kit W Roth, WSBA No. 33059
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16 **MARTON RIBERA SCHUMANN & CHANG LLP**

17 */s/ Ryan J. Marton*
18 Ryan J. Marton, (admitted *pro hac vice*)
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20 **Attorneys for Plaintiff Matterport, Inc.**

ORDER

IT IS ORDERED that Defendant's deadline to answer Plaintiff's Complaint is extended to October 14, 2022.

DATED this 30th day of August, 2022.

John H. Chun
THE HONORABLE JOHN H. CHUN
UNITED STATES DISTRICT COURT JUDGE

Presented by:

s/ Kit W. Roth
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Attorneys for Plaintiff Matterport, Inc.

STIPULATION TO EXTEND
DEADLINE TO ANSWER- 3
CASE NO. 2:22-cv-00669-JHC

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically with the Clerk of the Court using the CM/ECF system on August 30, 2022 and was served via the Court's CM/ECF system on all counsel of record.

Additionally, the undersigned certifies that the foregoing document was served upon Nicole E. Glauser, counsel for Defendant via electronic mail at the following address: nglauser@dinovoprice.com.

DATED this August 30, 2022.

/s/ Kit W. Roth
Kit W. Roth, WSBA No. 33059